

Before the  
Federal Communication Commission  
Washington, D.C. 20554

In the Matter of	)	
	)	
Openpop.com, Inc.	)	
Application Under Section 214	)	File No. TC _____
Of the Communication Act of 1934,	)	
	)	
As Amended, for Global Authority	)	
	)	
For the Provision of Resold	)	
and Facilities-Based	)	
	)	
International Switched and	)	
Private Line Services	)	
	)	
Between the U.S. and Various	)	
International Points	)	

APPLICATION

Openpop.com, Inc. (“Openpop” or “Applicant”), by its attorneys and pursuant to Section 214 of the Communications Act of 1934, as amended (“the Act”), 47 U.S.C. 214, hereby requests global authority to (1) operates as a facilities-based carrier pursuant to the terms and conditions of Section 63.18 (e)(1) of the Commission Rules, 47 C.F.R. 63.18 (e)(1), to all foreign points as authorized by the Commission and (2) operates as a resale carrier pursuant to the terms and conditions of Section 63.18 (e)(2) of the Commission’s Rules to all foreign points as authorized by the Commission. 47 C.F.R. 63.18 (e)(2). Openpop has no affiliation with any foreign carrier in any of the destination countries for which authority is requested nor is Openpop affiliated with any dominant U.S. carrier whose services Openpop may resell. Thus, pursuant to Section 63.10 (a)(1) of the Commission’s Rules, 47 C.F.R. 63.10 (a) (1), Openpop should be classified as a non-dominant carrier in its provision of international service on all routes.

Furthermore, as explained herein, this Application is entitled to streamlined processing under Section 63.12 of the Commission’s Rules. 47 C.F.R. 63.12. According to the FCC’s fee schedule, Fee Code

CUT, a check in the amount of \$965 is attached hereto.

In support of its request for authority, Openpop submits the following information pursuant to Section 63.18 of the Commission's Rules, 47 C.F.R. 63.18.

(a) The name, address and telephone number of the Applicant is:

Openpop.com, Inc.  
3055 Wilshire Blvd., Suite 730  
Los Angeles, CA 90010  
(213) 386-1337

(b) Openpop.com, Inc. is a corporation organized under the laws of the state of California.

(c) Correspondence concerning this Application should be addressed to:

Jinsung Hahn, CPA  
3731 Wilshire Blvd., Suite 509  
Los Angeles, CA 90010  
(213) 381-3030

with copies to:

Sun Jong Baek, C.E.O.  
Openpop.com, Inc.  
3055 Wilshire Blvd., Suite 730  
Los Angeles, CA 90010

(d) Openpop has previously received Section 214 authority from the Commission for Resale Service only (File No: ITC-214-19991021-00649. Date of Action: 11/12/1999).

(e) Openpop is applying for authority to operate as a facilities-based carrier pursuant to the terms and conditions of Section 63.18 (e)(1), of the Commission's Rules 47 C.F.R. 63.18 (e)(1) and as a resale carrier pursuant to the terms and conditions of Section 63.18 (e)(2) of the Commission's Rules. 47 C.F.R. 63.18 (e)(2). Openpop requests authority to serve all countries permitted under a grant of global authority. As evidenced by the certification

provided in Attachment A, Openpop will comply with the terms and conditions contained in Section 63.21, 63.22 and 63.23 of the Commission's Rules. 47 C.F.R. 63.21-.23.

- (f) At this time, Applicant does not seek authority to provide service not referenced under paragraph (e) of Section 63.18 of the Commission's Rules. 47 C.F.R. 63.18 (e).
- (g) Openpop will use previously authorized facilities to provide the services requested by the Application. Consequently, Openpop is categorically excluded from environmental assessment pursuant to Section 1.1306 of the Commission's Rules. 47 C.F.R. 1.1306.
- (h) Openpop is 16 percent owned by STIC Investment and Mirae Asset, venture investment companies in Korea, and 84 percent owned by 50 individuals. No entity or individual has 25 percent or more ownership interest in Openpop.
- (i) As evidenced by the certification attached hereto as Attachment A, Openpop is not affiliated with a foreign carrier.
- (j) As evidenced by the certification attached hereto as Attachment A, Openpop does not seek to provide international telecommunication service to any destination where: (1) Openpop is a foreign carrier in that country; (2) Openpop controls a foreign carrier in that country; (3) any entity that owns more than 25% interest in Openpop, or controls Openpop, controls a foreign carrier in that country; or (4) two or more parties own, in the aggregate, more than 25% of Openpop and are parties to, or the beneficiaries of, a contractual relationship that affects the provision or marketing of international basic telecommunications services in the United States.
- (k) Not applicable; Openpop is not affiliated or otherwise related to any foreign carrier on any of the routes which Openpop proposed to provide service in this Application.
- (l) Not applicable; Openpop is not a foreign carrier and is not affiliate with a foreign carrier on any of the routes it proposes to resell international telecommunications service.
- (m) Not applicable; Openpop is not affiliated with any foreign carrier on any of the routes it proposes to provide services.
- (n) As evidenced by the certification provided in Attachment A, Openpop has not agreed to

accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. International route the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.

- (o) As evidenced by the certification provided in Attachment A, no party to this application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (p) Openpop respectfully requests streamlined processing of this Application pursuant to Section 63.12 of the Commission's Rules. 47 C.F.R. 63.12. This Application qualifies for streamlined processing for the following reasons: (1) Openpop is not affiliated with a foreign carrier on any route for which authority is sought; (2) Openpop is not affiliated with any dominant U.S. carrier whose international switched or private lines services it seeks to resell; and (3) Openpop is not requesting authority to provide switched service over private lines to countries not previously authorized for service by the Commission.

Wherefore, Openpop respectfully requests that the Commission grant it authority to provide international telecommunication services on a facilities and resale basis pursuant to Section 214 of the Communications Act of 1934, as amended.

Respectfully submitted,  
Openpop.com, Inc.

By: \_\_\_\_\_  
Sun Jong Baek, C.E.O.  
Openpop.com, Inc.  
3055 Wilshire Blvd., Suite 730  
Los Angeles, CA 90010  
Tel (213) 386-1337  
Fax (213) 386-0447

Date: \_\_\_\_\_

## Attachment A

## CERTIFICATE

The undersigned hereby certifies, on behalf of Openpop.com, Inc. with respect to the foregoing application for authority to provide international services, that:

1. Openpop.com, Inc. is not affiliated with any foreign carrier in any of the countries to which Openpop.com, Inc. proposes to provide service in the foregoing application.
2. Openpop.com, Inc. will comply with the terms and conditions contained in Section 63.21, 63.22 and 63.23 of the Commission's Rules. 47 C.F.R. 63.21 - .23
3. Openpop.com, Inc. does not seek to provide international telecommunications service to any destination where: (1) Openpop.com, Inc. is a foreign carrier in that country; (2) Openpop.com, Inc. controls a foreign carrier in that country; (3) any entity that owns more than a 25% interest in Openpop.com, Inc., or controls Openpop.com, Inc., controls a foreign carrier in that country; or (4) two or more parties own, in the aggregate, more than 25% of Openpop.com, Inc. and are parties to, or the beneficiaries of, a contractual relationship that affects that provision or marketing of international basic telecommunications services in the United States.
4. Openpop.com, Inc. has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
5. No party to this application is subject to a denial for Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 853 (a).

By: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_